

SB 1565 STAFF MEASURE SUMMARY

Senate Committee On General Government and Accountability

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Sub-Referral To: Joint Committee On Ways and Means

Meeting Dates: 2/6, 2/8

WHAT THE MEASURE DOES:

Directs the Departments of Justice, Transportation, and Administrative Services (DAS) to develop electronic procurement system rules that, at a minimum, designate a particular system, specify when state agencies must use it, and address access. Requires a state contracting agency, and allows a contracting entity that is not a state agency, to conduct procurement pursuant to such rules. Requires state contracting agencies to weight proposed contract prices at, at least 30 percent of the total weight given to all factors in final evaluation of proposals. Provides for waiver of weighting requirement if determined to be in the agency's best interest. Requires written notice and explanation of such waiver be provided to DAS. Directs DAS to establish a pilot project to evaluate the "reverse auction method" as defined, specifies minimum parameters of such project, and requires a written report to the Governor and Legislature by December 31, 2019. Allows rulemaking and other activity in advance of operative date of January 1, 2019. Sunsets pilot project January 2, 2020. Effective 91st day after *sine die*.

ISSUES DISCUSSED:

EFFECT OF AMENDMENT:

[*pending*] Clarifies there is immediate rulemaking authority. Requires agencies to comply with reverse auction pilot by operative date and with e-procurement system rules by June 30, 2021. Replaces written report requirement with regular reporting to Joint IT committee beginning on same date. Sunsets 30 percent weight requirement on January 2, 2020.

BACKGROUND: